

Georgia's P3 Program

ARTBA Public Private Ventures Conference
Washington, DC
September 22, 2009



Agenda

- **New Legislation**
- **What we have done**
- **Moving Forward**

New Legislation

During Georgia's 2009 Legislative session Senate Bill 200 was passed. This bill has directly affected Georgia's PPP process.

- Eliminating all previous PPI code sections dealing with P3
- Allows the Commissioner to create a Division of Public Private Initiative
- The Department is required to identify and report to the board by July 31 of each odd numbered year P3-eligible projects
- The Department will evaluate a project to determine desirable levels of state, local and private participation
- The Department will give quarterly reports updating the Legislative Transportation Committees on the progress of all P3 projects
- Gives Board final approval over GDOT P3 contracts

New Legislation

- Requires all P3s to be done through solicited proposals
- Requires a 30 day public comment period with respect to responsive proposals, which shall include one public hearing
- Protects a proposer's proprietary information from disclosure to the public and to competitors
- Authorizes the Department to engage in discussions and negotiations with two or more respondents (proposers) deemed fully qualified
- Allows the Department to contract with more than one proposer

What we have done

Development of a P3 Comprehensive Implementation Plan

- o GDOT has worked with its advisors (RBC, HNTB and Nossaman) on a comprehensive P3 Implementation Plan to serve as a roadmap for developing the Department's P3 program
- o The Plan identifies critical path activities the Department will complete to successfully develop and procure P3 projects
- o Some of the critical path activities in the Plan include:
 - Develop Rules and Guidelines to implement the P3 program
 - Conduct Board, Stakeholder and Industry workshops
 - Form an implementation working group responsible for managing the day-to-day activities of the Plan
 - Develop a screening and planning processes for P3 projects
 - Develop a template of procurement documents
 - Develop a public outreach and education plans and programs

What We have done

P3 Rules

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- Steering Committee finalized Rules on September 3, 2009
- Rules will be submitted to the House and Senate Transportation Committees for review and comment prior to seeking formal approval
- After receiving any input from House and Senate Transportation Committees, the Steering Committee will ask the Board to open the Official Rules Process
- After the Public Comment period of the Official Rules Process, the Department will ask the House and Senate Transportation Committees to approve the Rules per SB 200 after the 2010 Legislative Session begins

What We have done

P3 Guidelines

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- Subject Matter Experts and Staff have established a working outline of Guidelines
- P3 Guidelines establish the detailed day-to-day processes for all program activities from the beginning of project selection to contract execution
- Considered a “living document” so as to expand or change based on best industry practices and as the P3 program progresses
- Finalized Draft of the Guidelines will be presented to the Alternative Finance / P3 Committee for review and comment

P3 Project Screening Process

Project List and Screening

- Submitted Project list report to the Board on July 31st per SB 200. Projects include: (a) Managed Lanes System Projects; (b) IT3 Capacity Improvement Projects; (c) High Speed Rail Projects; (d) Intercity Passenger Rail Program Projects; (e) Downtown Atlanta Multimodal Passenger Terminal; and (e) Welcome Centers and Rest Areas.
- Developed a comprehensive project screening process incorporating recommendations from the Congestion Mitigation Task Force and IT3 in order to identify the most desirable projects to proceed forward as a P3
- Developed a data collection form to gather information on each project for screening
- All data collection forms are now complete with the best available information
- Screened projects will be presented to the P3 Steering Committee for review and finalization
- Finalized screened projects presented to the Alternative Finance / P3 Committee

Moving Forward

- Conduct Industry workshop in mid to late November 2009 to present P3 program and screened P3 projects, and obtain industry input
- Develop P3 website to provide information and updates to the public regarding the P3 program
- Coordinate with stakeholders, including public officials, local governing authorities and agencies
- Perform pre-solicitation and due diligence activities on screened P3 projects
- Prepare at least one P3 project for solicitation in 2010